Preliminary Amendment
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## **AMENDMENTS TO THE CLAIMS**

This listing of the claims replaces the claims as originally filed. Please amend the claims as follows:

- 1. (Original) An isolated sodium channel type III  $\alpha$  subunit (mNa<sub>v</sub>1.3  $\alpha$  subunit) polypeptide, wherein the polypeptide comprises the amino acid sequence of SEQ ID NO:2.
- 2. (Original) The polypeptide of claim 1, wherein the polypeptide essentially consists of the amino acid sequence of SEQ ID NO:2.
- 3. (Original) An isolated  $mNa_v1.3$   $\alpha$  subunit polypeptide comprising at least 10 contiguous amino acids of SEQ ID NO:2, wherein the polypeptide includes one or more of the following amino acids: isoleucine 289, proline 518, serine 728, serine 1355, asparagine 1909, threonine 1910, and valine 1921.
- 4. (Currently amended) An isolated mNa<sub>v</sub>1.3 α subunit nucleic acid molecule that encodes the polypeptide of any of claims claim 1[[-3]].
- 5. (Original) The nucleic acid molecule of claim 4, wherein the nucleic acid comprises the nucleotide sequence of SEQ ID NO:1.
- 6. (Original) The nucleic acid molecule of claim 5, wherein the nucleic acid molecule consists essentially of the nucleotide sequence of SEQ ID NO:1.
- 7. (Canceled)
- 8. (Original) A fragment of the mNa<sub>v</sub>1.3 α subunit nucleic acid molecule of claim 4, wherein the fragment encodes one or more of the following amino acids: isoleucine 289, proline 518, serine 728, serine 1355, asparagine 1909, threonine 1910, and valine 1921.
- 9. (Original) An expression vector comprising the  $mNa_v1.3$   $\alpha$  subunit nucleic acid molecule of claim 4 operably linked to a promoter.
- 10. (Original) A host cell comprising the nucleic acid of claim 4.
- 11. (Original) An agent which preferentially binds to the mNa<sub>v</sub>1.3  $\alpha$  subunit polypeptide of claim 1.

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- 12. (Original) An agent which binds selectively to the mNa<sub>v</sub>1.3  $\alpha$  subunit polypeptide of claim 1 and not to a sodium channel type I or type II  $\alpha$  subunit polypeptide.
- 13. (Original) The agent of claim 12, wherein the agent is a small molecule, a nucleic acid, or a protein.
- 14. (Canceled)
- 15. (Canceled)
- 16. (Canceled)
- 17. (Original) A pharmaceutical composition comprising the agent of claim 12 and a pharmaceutically acceptable carrier.
- 18. (Currently amended) A method for modulating a mNa<sub>v</sub>1.3  $\alpha$  subunit polypeptide activity in a cell, the method comprising:

providing a sodium channel comprising a mNa<sub>v</sub>1.3  $\alpha$  subunit polypeptide, wherein the mNa<sub>v</sub>1.3  $\alpha$  subunit polypeptide is according to any of claims claim 1[[-3]]; and

contacting the channel with an amount of a mNa<sub>v</sub>1.3  $\alpha$  subunit polypeptide modulator effective to modulate an activity of the mNa<sub>v</sub>1.3  $\alpha$  subunit polypeptide.

- 19. (Canceled)
- 20. (Currently amended) A method for identifying an agent that modulates the activity of a mNa<sub>v</sub>1.3 α subunit polypeptide, the method comprising:

providing a first sodium channel comprising a mNa<sub>v</sub>1.3  $\alpha$  subunit polypeptide, wherein the [[a]] mNa<sub>v</sub>1.3  $\alpha$  subunit polypeptide is according to any of claims 1- claim 3; contacting the channel with a test compound; and

evaluating an activity of the sodium channel, wherein a change in activity relative to a reference value is an indication that the compound is an agent that modulates the channel.

## 21.-39. (Canceled)

40. (Original) The method of claim 20, wherein the mNa<sub>v</sub>1.3  $\alpha$  subunit polypeptide comprises the amino acid sequence of SEQ ID NO:2.

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41. (Currently amended) A method for identifying an agent useful in the treatment of a disorder related to sodium current modulation, the method comprising:

providing a sodium channel comprising a mNa<sub>v</sub>1.3  $\alpha$  subunit polypeptide according to any of claims 1- claim 3;

contacting the channel with a test compound; and

evaluating an activity of the channel, wherein a change in activity relative to a reference value is an indication that the test compound is an agent useful in a disorder related to sodium current.

- 42. (Canceled)
- 43. (Original) The method of claim 41, further comprising administering the compound in vivo.
- 44. (Canceled)
- 45. (Canceled)
- 46. (Original) A method for treating a subject having a disorder related to sodium channel current, the method comprising:

identifying an agent that selectively binds a mNa<sub>v</sub>1.3  $\alpha$  subunit polypeptide, and administering to a subject in need of such treatment a pharmacological agent which is selective for a sodium channel comprising a mNa<sub>v</sub>1.3  $\alpha$  subunit polypeptide.

47. (Original) The method of claim 46, wherein the disorder is pain, paraesthesia, stroke, head trauma, a neurodegenerative disorder, or a disorder related to hyperexcitability of neurons.